



**PATENT**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: G. Mockry et al.

Atty Docket No. 530.005PA

Ser. No. 09/878,860

April 1, 2002

Filed June 9, 2001

For: **"Baseball Quick"**(as amended)

Art Unit: 3711

Examiner:

***SUPPORTING DECLARATION OF GEORGE MOCKRY***

Office of Petitions

Hon. Commissioner for Patents

Washington, DC 20231

**RECEIVED**

MAY 15 2002

Sir:

**OFFICE OF PETITIONS**

The undersigned hereby declares as follows:

My name is George Mockry, United States citizen now residing in Cortez, Colorado, and at the time of the filing of provisional application Ser. No. 60/211,208, a resident of Sheridan, Wyoming. I am one of the two joint inventors of the subject matter of this patent application, the other joint inventor being Greg M. Mockry, a United States Citizen and resident of Massena, New York.

During the first week of June, 2001, Greg. M. Mockry and I decided to file a regular non-provisional application based on our then-pending provisional application, Ser. No. 60/211,208, filed June 13, 2000. I assembled all the required papers, including Declarations signed respectively by myself and Greg M. Mockry; a specification, which was in the form of a complete copy of the above-mentioned provisional application Ser. No. 60/211,202; a page of Claims; a cashier's check from Citizens State Bank of Cortez for \$355.00; and a self-addressed stamped post card that listed each item being submitted. I then placed these materials into an envelope addressed to the Commissioner of Patents with sufficient postage for Express Mail. This envelope was deposited with the United States Postal Service on June 9, 2001.

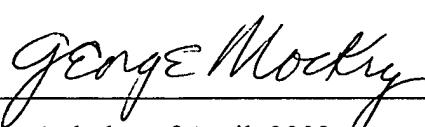
A few days later I received back the return receipt post card, which now carried indicia

showing the filing date (06/09/01) and the application serial number (09/878860). The exhibit attached hereto is a true copy of the said return receipt post card. The post card has not been altered in any way since I received it.

The undersigned further declares that all statements appearing above that are made of his own knowledge are true, and all statements made on information and belief are believed to be true, and further these statements were made that any willful false statements or the like so made may be punishable by fine, or imprisonment, or both under Section 2001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this statement is directed.

George Mockry

Signed

  
George Mockry

Dated this

15 th day of April, 2002.

THE CITIZENS STATE BANK OF CORTEZ  
P.O. DRAWER T  
CORTEZ CO 81321

Operator HEATHER  
Branch 1021

Paid by  Cash  
 Account  
 Loan  
 Other

Payee: COMMISSIONER OF PATENTS AND TRADEMARK'S



MAY 10 2002  
NOT NEGOTIABLE

### Cashier's Check

82-458  
1021

000000107604

### PURCHASER'S COPY

June 07, 2001

Notice to Purchaser: As a condition to the institution's issuance of this check,  
Purchaser agrees to provide an indemnity bond prior to the issue or replacement  
of this check in the event it is cashed, dishonored, or stolen.

Purchaser: GEORGE MOCKRY

Amount:	\$355.00
Fee:	\$3.00
Total:	\$358.00

Memo:

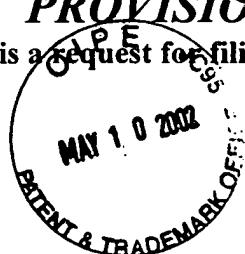
NEW APPLICATION TRANSMITTAL (SMALL ENTITY)  
4 ORIGINAL COPIES OF PROVISIONAL.  
PAGE "CLAIMS"  
CASHIER'S CHECK FOR \$355.00 J1036 U.S. PTO  
09/878860  
2 DECLARATION FORMS  
SELF ADDRESSED POST CARD  
(FOR RECEIPT PURPOSES)

JCE28 U.S. PTO  
09/878860  
05/10/02  


EXHIBIT A

# **PROVISIONAL APPLICATION COVER SHEET**

This is a request for filing a PROVISIONAL APPLICATION under 37 CFR 1.53 (b)(2)



Docket Number	530.005PPA	Type a plus sign (+) inside this box →	+
---------------	------------	---	---

## INVENTOR(S)/APPLICANT(S)

LAST NAME	FIRST NAME	MIDDLE INITIAL	RESIDENCE (CITY AND EITHER STATE OR FOREIGN COUNTRY)
MOCKRY	GREG	M.	Massena, New York
MOCKRY	GEORGE		Sheridan, Wyoming

## TITLE OF THE INVENTION (280 characters maximum)

Method of Recording and Playing Baseball Game Showing Each Batter's Last Pitch

## CORRESPONDENCE ADDRESS

Bernhard P. Molldrem, Jr. TRAPANI & MOLLDREM 333 EAST ONONDAGA STREET SYRACUSE, NY 13202	Telephone: (315) 422-4323	Facsimile: (315) 422-4318
---	------------------------------	------------------------------

## ENCLOSED APPLICATION PARTS (check all that apply)

<input checked="" type="checkbox"/> Specification	Number of Pages <u>2</u>	<input checked="" type="checkbox"/> Small Entity Statement(s)
<input type="checkbox"/> Drawing	Number of Sheets _____	<input type="checkbox"/> Other (specify) _____

## METHOD OF PAYMENT (check one)

<input checked="" type="checkbox"/> A check or money order is inclosed to cover the Provisional filing fees	<b>PROVISIONAL FILING FEE AMOUNT (\$)</b>	\$75.00
<input type="checkbox"/> The Commissioner is hereby authorized to charge filing fees and credit Deposit Account Number: _____		

The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government.

No.

Yes, the name of the U.S. Government agency and the Government contract number are as follows: \_\_\_\_\_

Respectfully submitted,

SIGNATURE   
Typed or printed name: Bernhard P. Molldrem, Jr.

DATE June 6, 2002

REGISTRATION NO. 28,973  
(if appropriate)

**RECEIVED**

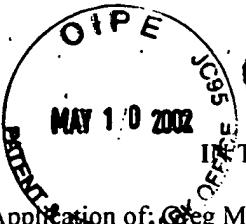
Additional inventors are being named on separately numbered sheets attached hereto

**MAY 15 2002**

OFFICE OF PETITIONS

**PROVISIONAL APPLICATION FILING ONLY**

Serial No.: 60/211,208  
Filed: June 13, 2000



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Greg M. Mockry (et al.)  
Filed: Concurrently herewith  
For: **METHOD OF RECORDING AND  
PLAYING BASEBALL GAME SHOWING  
EACH BATTER'S LAST PITCH**

Atty Doc. No.: 530.005PPA  
Group Art Unit:  
Examiner:

**COMMISSIONER OF PATENTS AND TRADEMARKS**  
**WASHINGTON, D.C. 20231**

**VERIFIED STATEMENT (DECLARATION) CLAIMING  
SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(b))  
- INDEPENDENT INVENTOR**

Sir:

As the below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled: **METHOD OF RECORDING AND PLAYING BASEBALL GAME SHOWING EACH BATTER'S LAST PITCH**, as described in the specification filed herewith.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

no such person, concern, or organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

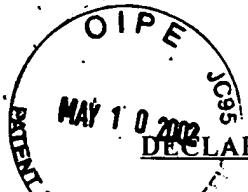
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Greg M. Mockry  
Name of inventor

185 Cook Road, Massena, NY 13662  
Address of inventor

Signature of inventor

Date 5/30/00



Attorney Docket No.: 530.005PA

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below-named joint inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Baseball Quick**, the specification of which is or has been filed as Ser. No. 09/878,860, filed June 9, 2001.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any material foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: **NONE**

Prior Foreign Application(s)	Priority Claimed			
(Number)	(Country)	(Date Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application listed below:

60,211,208 (Application number)	June 13, 2000 (Filing date)
------------------------------------	--------------------------------

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application: **NONE**

(Application number)	(Filing date)	(Status -- patented, pending, abandoned)
----------------------	---------------	--

**POWER OF ATTORNEY:** As a named inventor, I (we) hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Bernhard P. Molldrem, Jr. Reg. No. 28,973;

**Send Correspondence to:**  
Bernhard P. Molldrem, Jr.  
333 East Onondaga Street  
Syracuse, New York 13202

**Direct Telephone Calls to:**  
Bernhard P. Molldrem, Jr.  
TEL (315) 422-4323  
FAX (315) 422-4318

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the Untied States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor Greg M. Mockry

Inventor's signature

Date 4/12/02

Residence: 185 Cook Road, Massena NY 13662

Citizenship: U.S.

Post Office Address: SAME

Ser. No. 09/878,860

June 9, 2001

Page 2

Full name of second joint inventor George Mockry

Inventor's signature

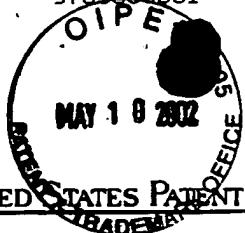
 Date 4-15-2002

Residence: Cortez CO

Citizenship: U.S.

Post Office Address: P.O. Box 1047, Cortez CO 81321

Page 1 of 1

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/878,860	06/09/2001	Gregory Michael Mockry	

CONFIRMATION NO. 8653

RESEND COVER LETTER



\*OC000000007771555\*

Date Mailed: 04/03/2002

**COVER LETTER FOR RESENDING CORRESPONDENCE**

A courtesy copy of the Notice mailed on 03/15/2002 is enclosed. The time period for reply continues to run from the mail date of that Notice.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Page 1 of 1



## UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/878,860	06/09/2001	Gregory Michael Mockry	

CONFIRMATION NO. 8653

## FORMALITIES LETTER

[REDACTED]  
 'OC000000007654345'

George Mockry  
 P. O. Box 1047  
 Cortez, CO 81321

Date Mailed: 03/15/2002

## NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within TWO MONTHS of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The specification does not include a written description of the invention.  
*A complete specification as prescribed by 35 U.S.C. 112 is required.*

*A copy of this notice MUST be returned with the reply.*

*J. Young*  
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE